

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATIONS
MECHANICAL BOARD**

1511 Pontiac Avenue

Building 70 – 2nd Floor Conference Room

Cranston, RI 02920

TUESDAY, DECEMBER 5, 2007

In attendance: Stanley Davies, Chairperson

John Webster

Michael Januario

Bobby Joe Harris

Timothy Bryne

Dennis Brennan

Quinlin Regan

**Also in attendance: Benjamin Copple, Esquire, Ted Whittaker,
Investigator, Charles Wright, and Investigator**

**Not in attendance: Michael Carreiro, Jack King, Ronald Cronin,
Raymond Freitas, Quinlan Regan**

Stanley Davies, Chairperson, called the meeting to order at 9:06 a.m.

There was a quorum. The Board moved right into the hearings.

There are two (2) hearings scheduled for today:

1. Don Ross/North Scituate Chimney Sweeps, Inc. #3305

Stanley Davis, Chairperson, recused himself from this violation. Vice Chairperson, Timothy Byrne, introduced Edward Whittaker to the guests.

Ben Nascenzi, Johnston Mechanical Inspector, Charles Wright, RIDLT Mechanical Inspector, Shannon Colleen Ross and John Stephen Labrosse were sworn in by the Board stenographer.

Mr. Whittaker read the violation: Location of violation: A complain was received from RIDLT Mechanical Board member Stanley Davis, the Town of Johnston Mechanical Inspector, that on or about April 11, 2007, North Scituate Chimney Sweeps, Inc., installed a chimney metal liner at 62 Waveland Avenue, Johnston, RI 02919, owner Mrs. Barbara Pilkington. There was no mechanical permit obtained from the Town of Johnston Mechanical Inspector for the work that was performed. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits".

Based on the testimony heard before the Board, by Ben Nascenzi, Town of Johnston Mechanical Inspector, Shannon Ross and John Labrosse, Bobby Joe Harris made a motion that a finding of fact did occur on violation No. 3305, RIGL 28-27-20 "State and municipal inspections and installation permits". John Webster seconded the motion. All board members were in favor. Motion passed.

Bobby Joe Harris made a motion that the fine of \$500 per RIGL 28-27-24 be upheld, and suspended for one year if there are no other violations and then be dismissed after one year. Michael Januario seconded the motion. All Board members were in favor. Mr. Davis advised that Mr. Ross will be receiving a recommendation in writing from the Director.

2. Edward Rambone/Rambone & Sprague Oil Services, Inc. #3310

Edward Rambone, Jr. was sworn in by the Board stenographer. Mr. Stanley Davis recused himself from this violation.

Ted Whittaker read the violation: Location of violation: A complaint was received from RIDLT Mechanical Board member, Stanley Davies, the Town of Johnston Mechanical Inspector that on or about April 11, 2007, Rambone & Sprague Oil Service, Inc., installed a draft inducer at 62 Waveland Avenue, Johnston, RI 02919. There was no

mechanical permit issued by the Town of Johnston Mechanical Inspector for this installation. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits".

Based on the testimony presented to the Board, and according to the rules and regulations of the Mechanical Board, Rambone & Sprague Oil Service, Inc. needed to take out a permit to perform the work. Michael Januario made a motion that a finding of fact occurred on violation No. 3310, regarding RIGL 28-27-20 "State and municipal inspections and installation permits". John Webster seconded the motion. Board members were in favor, Dennis Brennan, opposed. Motion carried.

Michael Januario made a motion that the fine of \$500 of RIGL 28-27-24 be upheld, and be suspended for one year if there are no other violations and then be dismissed after one year. John Webster seconded the motion. All Board members were in favor. Motion carried.

Hearings were closed for today.

Ronald D'Ambruoso, Administrator, addressed the Board that in the transcript from our October meeting, on page 3, top paragraph, it stated that Ron said all Gem Plumbing was postponed to the November 7th board meeting and that this was a direct request from the Director. Ronald D'Ambruoso would like the correction reflected in the Board transcript of today that the direct request regarding Gem Plumbing came from the Assistant Director and not from the Director. Correction will be made in the minutes.

Old Business:

Attorney, Benjamin Copple, of RIDLT reminded the Board that there will be training, tomorrow, December 6th in the Main Building from 9:00 -12:00. Training will be administrative decisions, etc.

Regular Board business resumed after the hearings were closed.

Minutes from our previous board meetings for October and November were reviewed. Bobby Joe Harris made a motion to accept the clarification of the October minutes as amended and to accept the November minutes. Michael Januario seconded the motion. All Board members were in favor.

New Business:

Ben Nascenzi, Town of Johnston inspector addressed the board and asked if the Board can overrule to the decision of the City or Town as to the actions the Town can take regarding late filing fees to issue a permit. Ben was advised by the Board that they cannot interfere with the City/Town's actions.

Linda Hariri, and Zoher Hariri came before the Board and addressed the Board as to why Mr. Hariri took pictures on his cell phone during the examination for Journeyman 2 – Pipefitter's exam. After considerable testimony from David Rodrigues and Lisa Ribezzo, and Linda Hariri, Mr. Hariri was requested to take an oral exam, with the interpretation of the questions to be read by his wife Linda Hariri, requested by Ronald D'Ambruoso, Administrator of RIDLT. They were told to go to the front desk and pay for a re-examination to be taken in January and to request an oral exam.

As far as this situation happening again, Ben Copple, Esquire will review the rules and regulations to see if there is a fine for cheating on an examination. As of today, all cell phones have been banned from the examination room.

A question was brought up by Timothy Byrne in regards to Gem Plumbing. Ben Copple, Esquire stated that Gem Plumbing is still pending and we are trying to resolve the situation.

Dennis Brennan asked if there is an emergency, does someone have to take out a permit. It was stated by Charlie Wright, Investigator, which you have 24 hours to take out a permit.

Ronald D'Ambruoso asked Elaine Heiss to send out a letter to Chester Stewart thanking him for being on the Board.

There was no other business before the Board.

John Webster made a motion to adjourn at 10:00 am. Bobby Joe Harris seconded the motion.

The next Mechanical Board meeting is scheduled for January 2, 2008 at 9:00 a.m. in Building 70, Department of Labor and Training, second floor conference room, Cranston, RI 02920.

Notes respectively submitted by Elaine Heiss, December 5, 2007.